

PART B - FEE(S) TRANSMITTAL

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CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

21999 7590 08/02/2004

KIRTON AND MCCONKIE
 1800 EAGLE GATE TOWER
 60 EAST SOUTH TEMPLE
 P O BOX 45120
 SALT LAKE CITY, UT 84145-0120

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Michael F. Krieger	(Depositor's name)
<i>[Signature]</i>	(Signature)
Sept. 13, 2004	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/386,270	08/31/1999	JAMES B. LOVELAND	7927.90	1223

TITLE OF INVENTION: GRAPHICAL METHOD AND SYSTEM FOR MODELING AND ESTIMATING CONSTRUCTION PARAMETERS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665	\$0	\$665	11/02/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
SHARON, AYAL I	2123	703-001000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

- 1 Kirton &
- 2 McConkie
- 3 Michael F. Krieger

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Xactware, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Orem, Utah

09/17/2004 FANAI3 00000125 09386270

01 FEE:2501
02 FEE:6001665.00 OP
15.00 OPPlease check the appropriate assignee category or categories (will not be printed on the patent); ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☒ Advance Order - # of Copies 5

4b. Payment of Fee(s):

- ☒ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 500843 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is not claiming SMALL ENTITY status. See, e.g., 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown in the records of the United States Patent and Trademark Office.

(Authorized Signature)

(Date)

Sept. 13, 2004

This collection of information is required by 37 CFR 1.311. The information is required to obtain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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TRANSMIT THIS FORM WITH FEE(S)



PATENT APPLICATION
Docket No: 7927.90

MICHAEL F. KRIEGER
REGISTERED PATENT ATTORNEY

**KIRTON &
McCONKIE**

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

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TELEPHONE (801) 328-3600
E-MAIL: mkrieger@kmclaw.com

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
)
	JAMES B. LOVELAND)
)
Serial No:	09/386,270) Art Unit
) 2772
Filed:	AUGUST 31, 1999)
)
For:	GRAPHICAL METHOD AND)
	SYSTEM FOR MODELING AND)
	ESTIMATING CONSTRUCTION)
	PARAMETERS)
)
Examiner:	Ayal I. Sharon)

TRANSMITTAL AND PAYMENT OF ISSUE FEE

Box: **ISSUE FEE**
Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

The enclosed Notice of Allowance and Issue Fee Due are submitted herewith pursuant to 37

C.F.R. §1.67 and M.P.E.P. 603.01 for filing in the matter of the United States patent application as hereinabove identified. Enclosed is Check No. 68364 for \$680.00 for the issue fees which are due in this matter, including the cost for copies of the patent when it issues.

Please credit any overpayment or charge any additional fees to Deposit Account No. 500843 of the undersigned. Duplicate copies of this sheet are enclosed.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 13 day of September, 2004.

Respectfully submitted,



Michael F. Krieger
Attorney for Applicant
Registration No. 35,232

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

JAMES B. LOVELAND

Serial No: 09/386,270

Filed: AUGUST 31, 1999

For: GRAPHICAL METHOD AND
SYSTEM FOR MODELING AND
ESTIMATING CONSTRUCTION
PARAMETERS

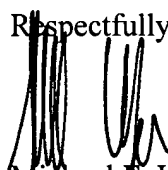
Examiner: Ayal I. Sharon

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CERTIFICATE OF DEPOSIT UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D. C. 20231, on September 13, 2004.

Respectfully submitted,


Michael F. Krieger
Attorney for Applicant
Registration No. 35,232

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Transmitted: Transmittal Letter, PTO Form PTOL-85B transmitting
payment of Issue Fee, Check No. 68364 in amount of
\$680.00 and Postcard

MFK:tkd

Docket No: 7927.90

Enclosures

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